

**ASSEMBLY BILL**

**No. 154**

**Introduced by Assembly Member Runner**

January 31, 2001

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An act to add Section 132.1 to the Penal Code, relating to crimes.

LEGISLATIVE COUNSEL'S DIGEST

AB 154, as introduced, Runner. Drug testing: manufacturing substance that produces false negative.

Existing law provides for drug testing, as specified.

This bill would provide that any person who knowingly manufactures, compounds, converts, produces, derives, processes, or prepares any substance which when added to a drug test sample produces a falsely negative result is guilty of a misdemeanor or a felony. By creating a new crime, this bill would impose a state-mandated local program upon local governments.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 132.1 is added to the Penal Code, to  
2 read:

1 132.1. Any person who knowingly manufactures,  
2 compounds, converts, produces, derives, processes, or prepares  
3 any substance which when added to a drug test sample produces  
4 a falsely negative result is guilty of a misdemeanor or a felony.

5 SEC. 2. No reimbursement is required by this act pursuant to  
6 Section 6 of Article XIII B of the California Constitution because  
7 the only costs that may be incurred by a local agency or school  
8 district will be incurred because this act creates a new crime or  
9 infraction, eliminates a crime or infraction, or changes the penalty  
10 for a crime or infraction, within the meaning of Section 17556 of  
11 the Government Code, or changes the definition of a crime within  
12 the meaning of Section 6 of Article XIII B of the California  
13 Constitution.

